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**BEFORE THE  
PHYSICAL THERAPY BOARD OF CALIFORNIA  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA**

In the Matter of the Accusation Against:

Case No. ID 2003 63416

LYNNE JONES EDDY  
4391 Huggins Street  
San Diego, CA 92122

**A C C U S A T I O N**

Physical Therapist License No. PT 14164

Respondent.

Complainant alleges:

**PARTIES**

1. Steven K. Hartzell (Complainant) brings this Accusation solely in his official capacity as the Executive Officer of the Physical Therapy Board of California, Department of Consumer Affairs.
2. On or about March 18, 1987, the Physical Therapy Board of California issued Physical Therapist License No. PT 14164 to LYNNE JONES EDDY (Respondent). The Physical Therapist License was in full force and effect at all times relevant to the charges brought herein and will expire on July 31, 2004, unless renewed.

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1 (a) Violating or attempting to violate, directly or  
2 indirectly, or assisting in or abetting the violation of, or conspiring  
3 to violate any provision or term of the Physical Therapy Practice  
4 Act.

5 (c) Violating or attempting to violate any provision or  
6 term of the Medical Practice Act.

#### 7 COST RECOVERY

8 8. Section 2661.5 of the Code states:

9 (a) In any order issued in resolution of a disciplinary proceeding before  
10 the board, the board may request the administrative law judge to direct any  
11 licensee found guilty of unprofessional conduct to pay to the board a sum not to  
12 exceed the actual and reasonable costs of the investigation and prosecution of the  
13 case.

#### 14 CAUSE FOR DISCIPLINE

15 (Conviction of a Crime)

16 9. Respondent is subject to disciplinary action under Code sections 490,  
17 2660(d), 2660(i), in that she was convicted of crimes substantially related to the qualifications,  
18 functions, or duties of a physical therapist. The circumstances are as follows:

#### 19 Arrest of April 14, 2003; Conviction September 15, 2003

20 A. On or about April 14, 2003, respondent was pulled over by  
21 an ATF Officer when he observed sparks coming from her vehicle and noticed  
22 damage on the left side of respondent's vehicle. San Diego Police Officer D.B.  
23 arrived and observed respondent's speech was slurred and smelled the odor of an  
24 alcoholic beverage coming from respondent. Respondent had a bottle of wine  
25 between the front seats of her vehicle. Respondent told Officer D.B. she hit a  
26 guardrail on a freeway entrance ramp with her vehicle. The officer had  
27 respondent perform field sobriety tests which she failed. In addition, Respondent  
28 stated she just completed a six-month program and was still on probation.  
Respondent was subsequently arrested. Respondent had a blood alcohol level of  
.17.

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1 B. On or about May 30, 2003, a criminal complaint was filed  
2 in Superior Court of California, County of San Diego, entitled *The People of the*  
3 *State of California v. Lynne Jones Eddy*, Case No. M-896844, charging  
4 respondent with Count 1 - violating Vehicle Code section 23152(a) [driving under  
5 the influence of alcohol] with a separate conviction on September 3, 2002 for  
6 violating Vehicle Code section 23152(b), Case No. M868629, and Count 2 -  
7 violating Vehicle Code section 23152(b) [driving under the influence of alcohol  
8 with a blood alcohol content of 0.08 or more] with a separate conviction on  
9 September 3, 2002, for violating Vehicle Code section 23152(b).

10 C. On or about September 15, 2003, respondent pled no  
11 contest and was convicted of violating Count 1. She was granted summary  
12 probation for the period of five years with terms and conditions.

13 **Arrest of August 20, 2002; Conviction September 3, 2002**

14 D. On or about August 20, 2002, respondent was involved in a  
15 traffic accident. San Diego Police Officer K.L. observed respondent sitting on a  
16 cement wall, and when he asked respondent to stand up, respondent nearly fell  
17 over. Officer K.L. smelled the odor of an alcoholic beverage coming from  
18 respondent and her speech was slurred and thick. Respondent had a very difficult  
19 time standing. Officer K.L. attempted to have respondent perform field sobriety  
20 tests but due to Respondent's intoxication she was unable to stand up without  
21 holding onto to something. Officer K.L. did not have Respondent perform the  
22 field sobriety tests in fear that she may injure herself. Respondent was  
23 subsequently arrested.

24 E. On or about July 11, 2002, a criminal complaint was filed  
25 in Superior Court of California, County of San Diego, entitled *The People of the*  
26 *State of California v. Lynne Jones Eddy*, Case No. M-868629, charging  
27 respondent with violating Count 1 - violating Vehicle Code section 23152(a)  
28 [driving under the influence of alcohol] and Count 2 - violating Vehicle Code

1 section 23152(b) [driving under the influence of alcohol with a blood alcohol  
2 content of 0.08 or more].

3 F. On or about September 3, 2003, respondent pled no contest  
4 and was convicted of Count 2. She was granted summary probation for the period  
5 of five years with terms and conditions.

6 PRAYER

7 WHEREFORE, Complainant requests that a hearing be held on the matters herein  
8 alleged, and that following the hearing, the Physical Therapy Board of California issue a  
9 decision:

10 1. Revoking or suspending Physical Therapist License No. PT 14164, issued  
11 to LYNNE JONES EDDY;

12 2. Ordering LYNNE JONES EDDY to pay the Physical Therapy Board of  
13 California the reasonable costs of the investigation and enforcement of this case, pursuant to  
14 Business and Professions Code section 2661.5;

15 3. Taking such other and further action as deemed necessary and proper.

16  
17 DATED: 05/26/2004 .

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20 Original Signed By:  
21 STEVEN K. HARTZELL  
22 Executive Officer  
23 Physical Therapy Board of California  
24 Department of Consumer Affairs  
25 State of California

26  
27 Complainant